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10 Attorneys for defendants  
11 Rapidshare AG, Christian Schmid, and Bobby Chang

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**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**

PERFECT 10, INC., a California  
corporation,

Plaintiff,

v.

RAPIDSHARE A.G., a corporation,  
CHRISTIAN SCHMID; BOBBY  
CHANG; and DOES 1 through 100,  
inclusive,

Defendants.

CASE NO. 09 CV 2596 H (WMC)

**DEFENDANTS' NOTICE OF MOTION  
AND MOTION TO DISMISS FOR  
*FORUM NON CONVENIENS***

[Filed concurrently with Memorandum;  
Declarations of L. Pfaff, D. Raimer, B. Hess,  
and L. Chang]

DATE: May 10, 2010

TIME: 10:30 a.m.

CTRM: 13

JUDGE: Hon. Marilyn L. Huff

DATE FILED: November 18, 2009

TRIAL DATE: None Set

1 **TO ALL PARTIES:**

2 PLEASE TAKE NOTICE that on May 10, 2010, at 10:30 a.m., in courtroom 13 of  
3 the above-captioned court, located at 940 Front Street, San Diego, California, defendants  
4 RapidShare A.G., Christian Schmid, and Bobby Chang, will and hereby collectively  
5 move for an order dismissing the claims asserted against them on the basis of *forum non*  
6 *conveniens*.

7 This Motion is based upon this Notice of Motion and Motion, the accompanying  
8 Memorandum of Points and Authorities, the Declarations of Lutz Pfaff, Burkhard Hess,  
9 Lori Chang, and Daniel Raimer (which further attaches as exhibits the Declarations of  
10 Christian Schmid and Bobby Chang), and all Exhibits thereto submitted concurrently  
11 with this Motion and Memorandum, the pleadings on file in this matter, and any  
12 arguments made at the hearing on this Motion.

13  
14 DATED: March 23, 2010

GREENBERG TRAURIG, LLP

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16 By: s/Wendy M. Mantell

17 Attorneys for defendants RapidShare AG,

18 Christian Schmid, and Bobby Chang

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